

## **FISCAL NOTE**

### **SB 3107 - HB 3647**

March 1, 2008

**SUMMARY OF BILL:** Enacts the *Child Product Safety Act*. Requires the Division of Consumer Affairs in the Department of Commerce and Insurance to maintain a comprehensive list of children's products that have been identified as unsafe. A violation would be considered an unfair or deceptive act under the *Tennessee Consumer Protection Act* and violators would be subject to injunctive relief and the imposition of civil penalties. Requires the Department of Human Services to make available to child care agencies the list of unsafe children's products on the department's web site; and to prepare a certification form and require each facility to complete the certification process during licensing or license renewal.

#### **ESTIMATED FISCAL IMPACT:**

**Increase State Revenues – Not Significant**

**Increase State Expenditures - \$34,400/One-Time  
\$101,700/Recurring**

Assumptions:

- The bill creates a new program within the Division of Consumer Affairs in the Department of Commerce and Insurance which will require additional resources.
- A one-time increase in state expenditures for computer equipment (\$4,600), office landscaping (\$4,000), rulemaking and Information Systems cost (\$10,000), and one vehicle (\$15,800).
- A recurring increase in state expenditures for the salary and benefits for two new staff positions (\$64,700 salaries + \$23,100 benefits = \$87,800).
- A recurring increase in state expenditures for telephone, supplies and other operational expenses (\$3,900), rental space (\$3,900), and the cost of leasing and operating one vehicle (\$6,100).
- Any increase in state revenues from the collection of civil penalties will be not significant.
- Any increase in state expenditures to the Department of Human Services would be limited to the update to the department's web page to include the list of unsafe products and the development of the certification form. This can be accomplished within existing resources.

**SB 3107 - HB 3647**

- The Department of Human Services will not be required to evaluate on-site every child's product in every licensed child care agency. The department assumes child care provider compliance will be verified by monitoring for the required certification form. Should such assumption be incorrect and provider compliance would require actual inspections, expenditures to the department could be significant.

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized initial "J".

James W. White, Executive Director

/rct